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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/990,443

11/14/2001

David Botstein

P2730P1C12

2356

35489 7590 04/27/2009

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EXAMINER

KEMMERER, ELIZABETH

ART UNIT

PAPER NUMBER

1646

MAIL DATE

DELIVERY MODE

04/27/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte DAVID BOTSTEIN,
AUDREY GODDARD, PAUL J. GODOWSKI,
AUSTIN L. GURNEY, MARGARET ANN ROY
and
WILLIAM I. WOOD

Application No. 09/990,443
Technology Center 1600

Mailed: April 27, 2009

Before PAMELA S. BENNETT, *Review Team Paralegal*.

BENNETT, *Review Team Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on March 9, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

REQUEST FOR WITHDRAWAL OF APPEAL

Appellants filed a Request for Withdrawal of Appeal dated March 16, 2009. There is no indication on the record that the Examiner has considered the above Request for Withdrawal of Appeal.

CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) to consider the Request for Withdrawal of Appeal filed March 16, 2009 as required; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

PSB

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